

STEVEN H. GURNEE, ESQ. SB# 66056  
DAVID M. DANIELS, ESQ. SB# 170315  
NICHOLAS P. FORESTIERE, SB# 125118  
JOHN A. MASON, ESQ. SB# 166996  
GURNEE & DANIELS LLP  
2240 Douglas Boulevard, Suite 150  
Roseville, CA 95661-3805  
Telephone (916) 797-3100  
Facsimile (916) 797-3131

Attorneys for Defendants

ALDERWOODS GROUP, INC., PAUL  
HOUSTON, SERVICE CORPORATION  
INTERNATIONAL, SCI FUNERAL AND  
CEMETERY PURCHASING COOPERATIVE,  
INC., SCI EASTERN MARKET SUPPORT  
CENTER, L.P., SCI WESTERN MARKET  
SUPPORT CENTER, L.P. and SCI HOUSTON  
MARKET SUPPORT CENTER, L.P.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

WILLIAM HELM, et al., on behalf of	)	<b>CASE NO. 3:08-cv-01184 SI</b>
themselves and all other employees and former	)	
employees similarly situated,	)	<b>[PROPOSED] ORDER CONTINUING HEARING ON MOTIONS TO DISMISS AND SCHEDULING MOTION TO COMPEL</b>
	)	
Plaintiffs,	)	
vs.	)	
	)	
ALDERWOODS GROUP, INC. et al.	)	
	)	
Defendants.	)	
	)	
	)	

Pursuant to the Stipulation of counsel and good cause appearing, the Court orders as follows:

1. Defendants shall serve supplemental responses to Interrogatories Nos. 4-11, 14-15,

**[PROPOSED] ORDER CONTINUING HEARING ON MOTIONS TO DISMISS AND  
SCHEDULING MOTION TO COMPEL**  
Case No.: 3:08-CV-01184 SI

1 17-19, and 21-23 and to Document Requests Nos. 2-9, 12-13, 15-17, 19-21, as well as any other  
2 supplemental responses Defendants intend to provide, on or before January 23, 2009.

3 2. Following such production, the parties will meet and confer and, no later than  
4 January 30, 2009, will submit a joint report notifying the Court either that Plaintiffs intend to file a  
5 Motion to Compel or submitting a proposal as to when the Motions to Dismiss should be heard.

6 3. Should Plaintiffs elect to file a Motion to Compel, the Court will hear argument on  
7 Plaintiffs' Motion to Compel on March 20, 2009, or on such other date as the Court shall  
8 determine.

9 4. Plaintiffs' Motion to Compel shall be due not less than 35 days prior to the hearing  
10 date, Defendant's opposition shall be due not less than 21 days before the hearing date, and  
11 Plaintiffs' reply shall be due not less than 14 days before the hearing date.

12 5. The hearing on Defendants' Motions to Dismiss and the Further Case Management  
13 Conference, both of which are currently scheduled for February 20, 2009, shall be continued to a  
14 date to be determined at the hearing on any Motions to Compel. Hearings continued to 3/20/09

15 **IT IS SO ORDERED:**



16  
17 The Honorable Susan Illston

18 **AGREED TO:**

19  
20 /s/ Annette Gifford  
21 Dolin, Thomas & Solomon LLP  
22 693 East Avenue  
23 Rochester, New York 14607  
Telephone: (585) 272-0540

24 Attorneys for Plaintiffs

20 /s/ Nicholas P. Forestiere  
21 Gurnee & Daniels LLP  
22 2240 Douglas Boulevard, Suite 150  
23 Roseville, California 95661  
Telephone: (916) 797-3100

24 Attorneys for Defendant Service Corporation  
25 International

26  
27  
28 [PROPOSED] ORDER CONTINUING HEARING ON MOTIONS TO DISMISS AND  
SCHEDULING MOTION TO COMPEL  
Case No.: 3:08-CV-01184 SI